

Empire Process Service, Inc.
2920 Avenue R, Suite 311
Brooklyn, NY 11229
Tel.: (718) 449-5300

UNITED STATES SOUTHERN DISTRICT COURT

INDEX NO.: 07 CIV 0832

DISTRICT OF NEW YORK

SALVATORE COSTA

against

THE CITY OF NEW YORK AND CHIEF JOE FOX

Plaintiff(s)}

Defendant(s)}

AFFIDAVIT
OF
SERVICE

STATE OF NEW YORK, COUNTY OF KINGS

ss.:

BRUCE ANGLIN

being duly sworn, deposes and says: that deponent is not a party

to this action, is over 18 years of age and resides in The State of New York
 That on 09/17/07 11:30 AM at 100 CHURCH STREET, 4TH FLOOR NEW YORK, NY 10007
 deponent served the within SUMMONS & VERIFIED COMPLAINT IN A CIVIL ACTION bearing Index# 07 CIV 0832 & filing date 09/13/07 on
 THE CITY OF NEW YORK

INDIVIDUAL

by delivering thereat a true copy of each to said defendant personally; deponent knew said person so served to be the person described as said defendant therein. (S)He identified (her) himself as such.

CORPORATION

a MUNICIPAL AGENCY , by delivering thereat a true copy of each to TAMEKIA MENDES-GAMMON personally; deponent knew said MUNICIPAL AGENCY so served to be the MUNICIPAL AGENCY defendant and knew said individual to be the DOCKETING CLERK thereof.

described as the named

SUITABLE
AGE PERSON

by delivering thereat a true copy of each to a person of suitable age and discretion. That person was also asked by deponent whether said premises was the defendant's and the reply was affirmative.

AFFIXING TO
DOOR, ETC.

by affixing a true copy of each to the door of said premises, which is defendant's within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having verified defendant's with and having called there on

MAILING

On deponent also enclosed a copy of same in a postpaid sealed wrapper properly addressed to defendant at defendant's

DESCRIPTION

and deposited said wrapper in a post office of the United States Postal Service within New York State.

Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
FEMALE	BLACK	BLACK	26	5'9	140

USE IN
NYC CIVIL CT.

Other identifying features:

The language required by NYCRR 2900.2(e), (f) & (h) was set forth on the face of said summons(es).

MILITARY
SERVICE

I asked the person spoken to whether defendant was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply.

The source of my information and the grounds of my belief are the conversations and observations above narrated.

Upon information and belief I aver that the defendant is not in the military service of New York State or of the United States as that term is defined in either the State or Federal statutes.

SWORN TO BEFORE ME ON

09/21/07

DAVID M. MAROLLA
NOTARY PUBLIC, State of New York
No. 01MA5035821
Qualified in Richmond County

BRUCE ANGLIN
NOTARY PUBLIC, State of New York
No. 01AN4988753
Qualified in Kings County

Commission Expires November 14,

Commission Expires November 18,

BRUCE ANGLIN

822780

LICENS NO.

JUDGE KAPLAN

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

07 CIV 8032
New York

SALVATORE COSTA,

SUMMONS IN A CIVIL ACTION

V.

THE CITY OF NEW YORK and CHIEF JOE FOX.

CASE NUMBER:

TO: (Name and address of Defendant)

The City of New York
 New York City Police Department
 One Police Plaza
 New York, New York 10038

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

David M. Fish
 500 Fifth Avenue
 Suite 5100
 New York, New York 10110

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

CLERK



(By) DEPUTY CLERK

DATE

SEP 13 2007

JUDGE KAPLAN
AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

SALVATORE COSTA,

v.

SUMMONS IN A CIVIL ACTION

THE CITY OF NEW YORK and CHIEF JOE FOX.

CASE NUMBER:

07 CIV 8032

TO: (Name and address of Defendant)

Chief Joe Fox
c/o The City of New York
New York City Police Department
One Police Plaza
New York, New York 10038

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

David M. Fish
500 Fifth Avenue
Suite 5100
New York, New York 10110

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL McMAHON

SEP 13 2007

CLERK

Salvatore Costa

DATE

By DEPUTY CLERK